

The Florida Senate
COMMITTEE MEETING EXPANDED AGENDA

CRIMINAL JUSTICE
Senator Evers, Chair
Senator Dean, Vice Chair

MEETING DATE: Tuesday, April 12, 2011**TIME:** 1:00 —6:00 p.m.**PLACE:** Mallory Horne Committee Room, 37 Senate Office Building**MEMBERS:** Senator Evers, Chair; Senator Dean, Vice Chair; Senators Dockery, Margolis, and Smith

TAB	BILL NO. and INTRODUCER	BILL DESCRIPTION and SENATE COMMITTEE ACTIONS	COMMITTEE ACTION
1	CS/SB 226 Children, Families, and Elder Affairs / Smith (Similar H 1143)	Human Services; Allows the national accreditation of human service providers to substitute for certain agency licensure and monitoring requirements. Requires a single lead agency to be responsible for monitoring human services delivery for designated populations. Requires agencies to provide an analysis of every new governmental mandate to an affected contractor before the mandate may be required or imposed, etc. CF 03/22/2011 Fav/CS CJ 04/04/2011 Temporarily Postponed CJ 04/12/2011 Temporarily Postponed GO BC	Temporarily Postponed
2	CS/SB 328 Judiciary / Margolis (Identical CS/H 59)	Service of Process; Authorizes a sheriff to charge a fee for processing a writ of execution. Grants authorized process servers unannounced access to specified residential areas where a defendant or witness resides or is known to be. Authorizes a person attempting to serve process on the registered agent of a corporation to serve the process, in specified circumstances, on any employee of the registered agent during the first attempt at service even if the registered agent is temporarily absent from his or her office, etc. JU 03/22/2011 Fav/CS RI 04/05/2011 Favorable CJ 04/12/2011 Favorable BC	Favorable Yeas 5 Nays 0

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3	SB 404 Wise (Similar CS/H 739, Identical H 151)	Transition-to-adulthood Services; Provides legislative intent concerning transition-to-adulthood services for youth in the custody of the Department of Juvenile Justice (DJJ). Provides for eligibility for services for youth served by the DJJ who are legally in the custody of the Department of Children and Family Services (DCFS). Provides that an adjudication of delinquency does not disqualify a youth in foster care from certain services from the DCFS. Provides powers and duties of the DJJ for transition services. Provides for assessments, etc. CF 03/28/2011 Favorable CJ 04/12/2011 Fav/1 Amendment BC	Fav/1 Amendment (585488) Yeas 5 Nays 0
4	SB 748 Ring (Compare H 895)	Youth Athletic Coaches; Requires certain sanctioning bodies to disqualify a person from acting as a coach for the remainder of the season if that person is removed from a game by an official. Providing for an appeal. CJ 04/12/2011 CA JU	Amendment Adopted - Temporarily Postponed
5	CS/SB 786 Judiciary / Diaz de la Portilla (Similar H 1089)	Landlord and Tenant; Provides that provisions governing residential tenancies do not apply to a person not legally entitled to occupy the premises. JU 03/22/2011 Fav/CS CJ 04/04/2011 Temporarily Postponed CJ 04/12/2011 Fav/CS RC	Fav/CS Yeas 5 Nays 0
6	CS/SB 792 Transportation / Diaz de la Portilla (Similar H 181, Compare H 295, S 824)	Driving Without a Valid Driver's License; Provides an additional fine for a violation of specified provisions relating to driving with a canceled, suspended, or revoked driver's license or driving privilege. Provides increased fine amounts for second or subsequent violations. Provides for distribution of such fines collected. Revises penalties for knowingly driving while the driver's license or driving privilege is canceled, suspended, or revoked, etc. TR 03/16/2011 Temporarily Postponed TR 03/22/2011 Fav/CS CJ 04/12/2011 Fav/CS BC	Fav/CS Yeas 5 Nays 0

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7	CS/SB 812 Regulated Industries / Diaz de la Portilla (Similar H 77)	Internet Poker; Creates the "Internet Poker Consumer Protection and Revenue Generation Act." Provides for intrastate Internet poker to be provided to the public by cardroom operators through a state Internet poker network operated by licensed Internet poker hub operators. Provides for selection of Internet poker hub operators through competitive procurement process. Provides for distribution of moneys received from Internet poker hub operations, etc. RI 03/16/2011 Fav/CS CJ 04/12/2011 Pending reconsider (Unfavorable) BC	Unfavorable Yeas 2 Nays 2 -Pending Reconsideration
8	CS/SB 890 Community Affairs / Dean (Compare H 783)	Public Safety Telecommunicators; Provides for sworn state-certified law enforcement officers to serve as temporary 911 public safety telecommunicators. Provides training requirements. CA 03/07/2011 Temporarily Postponed CA 03/28/2011 Fav/CS CJ 04/12/2011 Fav/CS BC	Fav/CS Yeas 5 Nays 0
9	SB 956 Hays (Compare CS/CS/H 517, CS/H 4069, CS/S 234)	Firearms Transactions; Provides that certain laws of this state regulating firearms transactions do not apply to transactions by a resident of this state which take place in another state. Provides for the applicable law. Requires a specified background check for such transactions. Repeals provision relating to the purchase of rifles and shotguns in contiguous states by a Florida resident. CJ 04/12/2011 Fav/CS JU BC	Fav/CS Yeas 5 Nays 0
10	CS/SB 1088 Children, Families, and Elder Affairs / Altman (Compare H 705)	Criminal Conduct; Defines the term "mental injury" with respect to the offenses of abuse, aggravated abuse, and neglect of a child. Requires that a person acting as an expert witness have certain credentials. Conforms cross-references. Redefines the term "crime" for purposes of crime victims compensation to include additional forms of injury. Redefines the term "victim" to conform with the modified definition of the term "crime." CF 03/22/2011 Fav/CS CJ 04/12/2011 Fav/1 Amendment JU BC	Fav/1 Amendment (598956) Yeas 5 Nays 0

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11	SB 1156 Garcia (Similar CS/H 487)	Dextromethorphan; Cites this act as the "Andy Maxfield Dextromethorphan Act." Amends and reenacts provisions relating to penalties. Prohibits obtaining or delivering to an individual in a retail sale any nonprescription compound, mixture, or preparation containing dextromethorphan or related compounds in excess of specified amounts. Regulates retail display of products containing dextromethorphan or related compounds. Requires the training of retail employees. Provides limited civil immunity for the release of information to law enforcement officers, etc. HR 03/28/2011 Favorable CJ 04/12/2011 Temporarily Postponed JU	Temporarily Postponed
12	SB 1402 Smith (Similar H 727)	Expunging Criminal History Records; Provides for the automatic expunction of criminal history records in specified circumstances. Provides procedures to expunge a criminal history record. Provides for the effect of expunction. Provides that expunction granted under this section does not prevent a person who receives such relief from petitioning for the expunction or sealing of a criminal history record under other provisions of law. Provides for treatment of certain statutory cross-references. Conforms provisions to changes made by the act. CJ 04/12/2011 Fav/CS JU BC	Fav/CS Yeas 5 Nays 0
13	CS/SB 1504 Rules / Simmons (Compare CS/H 1261, CS/S 2086)	Initiative Petitions; Limits the validity of a signed initiative petition to 30 months. Specifies qualifications for a person to act as a paid petition circulator. Subjects a petition circulator or an initiative sponsor to criminal penalties for violating specified restrictions or requirements. Specifies a deadline to commence a legal challenge to an amendment proposed by the Legislature to the State Constitution, etc. EE 03/21/2011 Favorable RC 03/29/2011 Fav/CS CJ 04/12/2011 Temporarily Postponed BC	Temporarily Postponed

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14	SB 1508 Wise (Compare CS/H 1279)	Costs of Prosecution; Requires the clerk of the court to distribute the funds received from a defendant according to a specified order of priority when the defendant makes a partial payment to the clerk of costs of prosecution. Requires that a portion of the costs of prosecution be remitted to the State Attorneys Revenue Trust Fund. Imposes certain costs on persons whose cases are disposed of under a pretrial intervention program or pretrial substance abuse intervention program, etc. CJ 04/12/2011 Favorable JU BC	Favorable Yeas 5 Nays 0
15	SB 1646 Latvala (Similar CS/H 365)	Concealed Weapons or Firearms Licenses; Provides an exemption from certain restrictions for licensees holding specified county offices. CJ 04/12/2011 Pending reconsider (Unfavorable) CM CA	Unfavorable Yeas 2 Nays 3 -Pending Reconsideration
16	SB 1790 Storms	Driving Under the Influence; Prohibits a state or local law enforcement agency from operating a "no refusal" DUI checkpoint. TR 03/22/2011 Favorable CJ 04/04/2011 Temporarily Postponed CJ 04/12/2011 Favorable JU	Favorable Yeas 4 Nays 1
17	SB 1808 Diaz de la Portilla (Similar H 1449)	Assault or Battery ; Increases the mandatory minimum term of imprisonment for battery of a law enforcement officer or firefighter while possessing a firearm or destructive device. Increases the mandatory minimum term of imprisonment for such a battery while possessing a semiautomatic firearm and its high-capacity detachable box magazine or a machine gun. CJ 04/04/2011 Temporarily Postponed CJ 04/12/2011 Fav/CS BC	Fav/CS Yeas 3 Nays 2

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18	SB 1890 Storms (Compare CS/H 1277)	<p>Sexual Predator Identifiers; Requires that a sexual predator supply the Internet identifier used by the sexual predator rather than the instant message name upon registration as a sexual predator. Prohibits a minor from intentionally or knowingly using an electronic communication device to transmit, distribute, or display a visual depiction of himself or herself which depicts nudity or for the minor to intentionally or knowingly possess a visual depiction of another minor that depicts nudity and is harmful to minors. Provides an exception. Provides criminal penalties, etc.</p> <p>CJ 04/04/2011 Temporarily Postponed CJ 04/12/2011 Fav/CS JU BC</p>	Fav/CS Yeas 5 Nays 0